

SECOND REGULAR SESSION

SENATE BILL NO. 513

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR LAMPING.

Pre-filed December 1, 2013, and ordered printed.

TERRY L. SPIELER, Secretary.

4337S.01I

AN ACT

To amend chapter 135, RSMo, by adding thereto one new section relating to an income tax credit for dependent children.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 135, RSMo, is amended by adding thereto one new
2 section, to be known as section 135.093, to read as follows:

**135.093. 1. For all tax years beginning on or after January 1,
2 2015, an eligible taxpayer shall be allowed a credit against the tax
3 otherwise due under chapter 143, excluding withholding tax imposed
4 by sections 143.191 to 143.265, in an amount equal to four hundred
5 dollars per qualifying child. An eligible taxpayer shall be allowed such
6 a credit only if the taxpayer is entitled to a dependency exemption for
7 a qualifying child for federal tax purposes.**

8 **2. A taxpayer shall be considered an eligible taxpayer if:**

9 **(1) The taxpayer's filing status is single, head of household,
10 qualifying widow(er), or married filing separately and the taxpayer's
11 Missouri adjusted gross income is equal to or less than forty six
12 thousand one hundred dollars; or**

13 **(2) The taxpayer's filing status is married filing combined and
14 their combined Missouri adjusted gross income is equal to or less than
15 ninety two thousand two hundred dollars.**

16 **3. The credit authorized by this section shall be nontransferable
17 and nonrefundable. Any unused amount of the credit shall not be
18 carried forward to any subsequent tax year or carried back to any
19 previous tax year.**

20 **4. The department of revenue shall promulgate rules to
21 implement the provisions of this section. Any rule or portion of a rule,**

22 as that term is defined in section 536.010, that is created under the
23 authority delegated in this section shall become effective only if it
24 complies with and is subject to all of the provisions of chapter 536 and,
25 if applicable, section 536.028. This section and chapter 536 are
26 nonseverable and if any of the powers vested with the general assembly
27 pursuant to chapter 536 to review, to delay the effective date, or to
28 disapprove and annul a rule are subsequently held unconstitutional,
29 then the grant of rulemaking authority and any rule proposed or
30 adopted after August 28, 2014, shall be invalid and void.

Unofficial ✓

Bill

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